



COMMISSIONERS COURT
COMMUNICATION

COURT ORDER NUMBER _____
PAGE 1 OF 3
DATE: 10/15/2024

SUBJECT: **THERMO FISHER SCIENTIFIC - MAINTENANCE FOR THERMO
SCIENTIFIC LCMS AND RELATED EQUIPMENT - MEDICAL
EXAMINER'S OFFICE**

***** CONSENT AGENDA *****

COMMISSIONERS COURT ACTION REQUESTED

It is requested that the Commissioners Court approve renewal of Thermo Fisher Scientific as sole source for maintenance of Thermo Scientific LCMS and related equipment.

BACKGROUND

On October 17, 2023, the Commissioners Court, through Court Order #141992, approved Thermo Fisher Scientific as the sole source for Thermo Fisher Scientific LCMS and Related Equipment.

Thermo Fisher Scientific provided the Purchasing Agent documentation to substantiate that their sole source status has not changed, and they continue to be the sole source instrument manufacturer and service provider for Thermo Scientific LCMS proprietary parts, training, technical support, field service support, and software.

The instruments and related equipment covered under this designation are Thermo Electron instruments used to process samples in the toxicology and chemistry forensic department of the Medical Examiner's Office. These instruments are used for analyzing DWI cases for the presence of alcohols including ethanol (drinking alcohol), and for analyzing biological samples to obtain confirmation and quantification of prescription drugs, over-the-counter drugs, and drugs of abuse.

Under the County Purchasing Act, exemptions to the competitive bidding requirements are allowed for certain types of purchases. The statutes require that the Purchasing Agent advise the Commissioners Court of the existence of only one (1) source, with such notice to be entered into the minutes of the Court.

Accordingly, the above item has been determined to be sole source under the County Purchasing Act 262.024(a) (7) as follows:

- “(7) an item can be obtained from only one source, including:
(A) items for which competition is precluded because of the
existence of patents, copyrights, secret processes, or monopolies;”

FISCAL IMPACT

Services/orders are provided on an as-needed basis.

SUBMITTED BY	Purchasing	PREPARED BY:	Kehinde Olugbile
		APPROVED BY:	Christopher Lax, CPSM, CPSD, CPCP

September 10, 2024

Connie Lewis
Tarrant County Medical Examiner and Forensic Science Laboratories

Dear Connie,

Thermo Fisher Scientific is the sole source equipment manufacturer and service provider for all Thermo Fisher Scientific instruments, parts, training, technical support, field service support, and software.

The legal entity for your Thermo Fisher Scientific instrument(s) is Thermo Electron North America LLC, which is a part of Thermo Fisher Scientific. Thermo Fisher Scientific is the world leader in analytical instruments, complimented by the most comprehensive services portfolio in the industry. Our instrument solutions enable our customers to make the world healthier, cleaner, and safer.

The instruments and any attached peripherals use a technologically advanced method to analyze chemicals and to identify unknown samples. Thermo Fisher Scientific has proprietary rights to the design and software utilized in this instrument. Thermo Fisher Scientific is the only company with access to performance verified component parts, spare parts, software, technical support, upgrades, and engineering resources to maintain the original operating specifications for your Thermo Fisher Scientific instrument. Thermo Fisher Scientific Field Service Engineers (FSE's) are the only certified and factory trained engineers available to service the instrument and are part of an organization that is ISO certified.

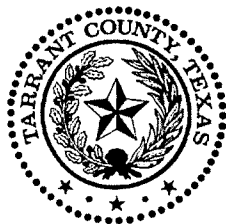
The prices listed on the support plan are those charged to any other customer with the same instrument model and age, configuration, and contract type.

We appreciate the opportunity to continue the valued service relationship with you. Please contact me if you have any questions regarding this information.

Sincerely,

Alyssa McCanna

Alyssa McCanna
Territory Manager
Alyssa.McCanna@thermofisher.com



TAKINGS IMPACT ASSESSMENT CHECKLIST

Complete this form for any county action that involves the adoption of a regulation, policy, guideline, court resolution, or order.

Project/Regulation Name: Thermo Fisher Scientific - Maintenance for Thermo Scientific LCMS and Related Equipment - Medical Examiner's Office

County Department: PURCHASING

Contact Person: Melissa Lee, C.P.M., A.P.P.

Phone Number for Contact Person: (817) 884-3245

Type of TIA Performed: SHORT TIA or FULL TIA. Circle one after answering the questions in Sections II and III below.

I. Stated Purpose

Attach to this checklist an explanation of the purpose of the regulation, policy, guideline, court resolution, or order.

Note: The remainder of this Takings Impact Assessment Checklist should be completed in consultation with the Criminal District Attorney's Office.

II. Potential Effect on Private Real Property

1. Does the county action require a physical invasion, occupation, or dedication of real property?

Yes _____ No √

2. Does the county action limit or restrict a real property right, even partially, or temporarily?

Yes _____ No √

If you answered yes to either question, go to Section III. If you answered no to both, STOP HERE and circle SHORT TIA at the top of the form.
